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भाग 4 (ग)

उप-खण्ड (I)

राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

CABINET SECRETARIAT

NOTIFICATION

Jaipur, September 29, 2021

G.S.R.344 .-In exercise of the powers conferred by section 7 of the Rajasthan Ministers' Salaries Act, 1956 (Act No. 43 of 1956), the Governor of Rajasthan is pleased to make the following rules further to amend the Rajasthan Ministers (Medical Attendance) Rules, 1961, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Ministers (Medical Attendance) (Amendment) Rules, 2021.

(2) They shall come into force with immediate effect.

2. Amendment of rule 2.- In rule 2 of the Rajasthan Ministers (Medical Attendance) Rules, 1961, hereinafter referred to as the said rules,-

(i) the existing clause (a) shall be substituted by the following, namely:-

"(a) "Authorised Medical Attendant" means medical attendant as defined in the Rajasthan Civil Services (Medical Attendance) Rules, 2013;"

(ii) in explanation of clause (b), for the existing expression 'Rs. 250/-', the expression 'Rs. 6000/-' shall be substituted;

(iii) the existing clause (d) shall be substituted by the following, namely:-

"(d) "Government Hospital" means an Allopathic/Ayurvedic/Unani or Homeopathic Hospital/Dispensary or Institution maintained/run by the Government of Rajasthan or any organization, owned or controlled by the Government of Rajasthan, for the purpose of Allopathic/Ayurvedic/Unani or Homeopathic treatment and shall also include hospitals attached to the Rajasthan University of Health Sciences, Jaipur/National Institute of Ayurved, Jaipur/Rajasthan Ayurved University, Jodhpur/All India Institute of Medical Sciences, Jodhpur and any other hospital so specified by the Government.";

(iv) the existing clause (e) shall be substituted by the following, namely:-

"(e) "Medical Attendance" means attendance in a Government Hospital/Approved Hospital/PPP Hospital/Referral Hospital or at the residence of a Minister or at the consulting room maintained by the authorised medical attendant by arrangement with him and includes,-

(i) such pathological, bacteriological, radiological or other methods of examination for the purposes of diagnosis as are available in any Government Hospital/Approved Hospital/PPP Hospital/Referral

Hospital or laboratory in the State and are considered necessary by the authorised medical attendant, and

(ii) such consultation with any other medical officer or specialist in the service of the Government as the authorised medical attendant certifies to be necessary, to such extent and in such manner as the medical officer or the specialist may in consultation with the authorised medical attendant determine.";

(v) after the existing clause (g) and before the existing clause (h), the following new clauses (g-a) and (g-b) shall be inserted, namely:-

"(g-a) "RGHS" means Rajasthan Government Health Scheme.

(g-b) "RGHS Rates" means RGHS rates as may be specified by the State Government, from time to time, until the RGHS rates are specified by the State Government, the CGHS rates shall be treated as RGHS rates."; and

(vi) after the existing sub-clause (viii) of clause (h), the following note shall be added, namely:-

"Note: Treatment shall also include treatment taken in Approved Hospital/PPP Hospital/Referral Hospital."

3. Substitution of rule 3.- the existing rule 3 of the said rules shall be substituted by the following, namely:-

"(3) **Medical Attendance by authorised medical attendant.-** (1) A minister shall be entitled free of charge medical attendance by the authorised medical attendant.

(2)Where a minister is entitled for free of charge medical attendance under sub-rule (1), any amount paid by him on account of such medical attendance shall be reimbursed through RGHS Portal only, if cashless medical facility is not provided by concerned Hospital."

4. Substitution of rule 4.- the existing rule 4 of the said rules shall be substituted by the following, namely:-

"**4**. **Medical attendance and treatment of families of minister.-** (1) The members of the family of a minister shall be entitled at the Government cost for medical attendance and treatment at a Government Hospital/Approved Hospital/PPP Hospital/Referral Hospital on the scale and conditions allowed to the minister himself under these rules:

Provided that in serious cases where the authorised medical attendant considers removal of the member of the family to the hospital dangerous or injurious to life, medical attendance and treatment at the residence shall be allowed.

(2) Travelling allowance shall be allowed to members of families for any journey performed to consult the authorised medical attendant. Such travelling allowance shall also be admissible in respect of a journey performed for consulting a Government specialist outside Jaipur or the State.

(3) Medical attendance and treatment, referred to in sub-rule (1) and (2) shall include confinement in a hospital and pre-natal and post-natal treatment of the wife of a minister."

5. Substitution of rule 7.- The existing rule 7 of the said rules shall be substituted by the following, namely:-

"**7. Hospital at which treatment may be received and reimbursement thereof.-** (1) Every minister shall be entitled for free of charge treatment at Government Hospital/Approved Hospital/PPP Hospital/Referral Hospital.

(2) Where a minister is entitled under sub-rule (1) for free of charge treatment in a hospital, any amount paid by him on account of such treatment shall be reimbursed to the minister by the Government through RGHS Portal, if cashless medical facility is not provided by the concerned Hospital.

(3) If the patient has to proceed to a station other than at which he falls ill for purpose of treatment under sub-rule (1), he shall on production of a certificate in writing from the authorised Medical Attendant in this behalf, be entitled to travelling allowance for the journey to and from the place at which such treatment is received. Such travelling allowance shall also be admissible for an attendant. If the Authorised Medical Attendant certifies in writing that it is unsafe for the patient to travel unattended and that an attendant is necessary to accompany the patient to the place of treatment and back."

6. Substitution of rule 8.- the existing rule 8 of the said rules shall be substituted by the following, namely:-

''8. Treatment at residence.- (1) If the authorised medical attendant is of the opinion that owing to the absence or remoteness of a suitable hospital or to the severity of the illness, a minister can not be given treatment as provided in sub-rule (1) of rule 7 he may receive treatment at his residence.

(2) Where a minister is receiving treatment at his residence under-sub-rule (1), he shall be entitled to receive towards the cost of the treatment through RGHS Portal incurred by him, a sum equivalent to the cost of such treatment as he would have been entitled to receive free of charge under these rules, if he had not been treated at his residence.

(3) A claim for any amount admissible under sub-rule (2) shall be accompanied by a certificate in writing by the authorised medical attendant, stating,-

(a) his reasons for the opinion referred to in sub-rule (1); and

(b) the amount of the cost of similar treatment referred to in sub-rule (2)."

7. Substitution of rule 9.- the existing rule 9 of the said rules shall be substituted by the following, namely:-

''9. Charges for services other than medical attendance to be paid.- (1) Any charge for service rendered in connection with but not included in medical attendance on, or treatment of, a patient entitled free of charge, to medical attendance or treatment under these rules, shall be determined by the authorised medical attendant and paid by the patient through RGHS Portal.

(2) If any question arises as to whether any service is included in medical attendance or treatment it shall be referred to the Government whose decision thereon shall be final."

8. Insertion of new rule 12A and 12B.- After the existing rule 12 and before the existing rule 13, the following new rule 12A and 12B shall be inserted, namely:-

"12A. Transitional provision.- Notwithstanding any thing contained in these rules, untill the RGHS Cards are issued or RGHS becomes fully operational, the

provisions of the Rajasthan Ministers (Medical Attendance) Rules, 1961, as exists prior to commencement of the Rajasthan Ministers (Medical Attendance) (Amendment) Rules, 2021, shall apply to provide the Medical Attendance to a Minister.

12B. Power to remove difficulties.- If any difficulty arises in giving effect to the provisions of these rules due to implementation of the RGHS, the State Government may, by order, make such provisions as may appear to it necessary for removing the difficulty."

[F.No.14(1)Cab./2021]
By order and in the name of the Governor,
Gayatri Rathore,
Principal Secretary to Government.

राज्य केन्द्रीय मुद्रणालय,जयपुर।